United Nations S/2013/633

Security Council

Distr.: General
29 October 2013
English
Original: French

Letter dated 28 October 2013 from the Chargé d'affaires a.i. of the Permanent Mission of the Democratic Republic of the Congo to the United Nations addressed to the President of the Security Council

On instructions from my Government, I have the honour to draw the attention of the Security Council to the resumption of hostilities in North Kivu, a situation provoked by the hostile forces of the 23 March Movement (M23) which, with troop and logistical reinforcements received from Rwanda, attacked the positions of the armed forces of the Democratic Republic of the Congo at 4 a.m. on 24 October 2013 at Kanyamahoro, in the territory of Nyiragongo.

For the past two weeks M23 elements had been strengthening their positions on the front line before launching their offensive.

1. Reaction of the armed forces of the Democratic Republic of the Congo

Confronted by the attacks launched by the hostile forces of M23 and their allies, the armed forces of the Democratic Republic of the Congo responded blow by blow to defend themselves and repel the attackers.

2. Rwanda's false allegations

As might have been expected, the statements by the Rwandan authorities alleging that shells fired from the Democratic Republic of the Congo fell in Rwandan territory are simply a pack of lies that are completely unfounded and have the aim of preparing public opinion for an official entry of the regular troops of the Rwandan army which, in reality, have already been observed in Congolese territory and are fighting alongside terrorists from M23.

3. The deployment of the Intervention Brigade along the eastern borders of the Democratic Republic of the Congo

In view of the development of the situation on the ground since the launching of hostilities by M23 last week, my Government calls upon the Intervention Brigade to deploy as rapidly as possible along the eastern borders of the Democratic Republic of the Congo (Democratic Republic of the Congo-Rwanda border and Democratic Republic of the Congo-Uganda border) in order to prevent troop incursions and movements. This request accords with the provisions of Security Council resolution 2098 (2013), paragraph 12, which gives a mandate to the Intervention Brigade to observe and report on flows of military personnel, arms or

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related materiel across the eastern border of the Democratic Republic of the Congo, including by using surveillance capabilities, as indicated in the letter from the President of the Security Council dated 22 January 2013 (S/2013/44).

Accordingly, my Government urges the Security Council to:

1. Condemn the resumption of hostilities at Kanyamahoro by the hostile forces of M23;

2. Demand that the hostile forces of M23 be fully demobilized and lay down their weapons;

3. Order the rapid deployment of the Intervention Brigade along the eastern borders of the Democratic Republic of the Congo (Democratic Republic of the Congo-Rwanda border and Democratic Republic of the Congo-Uganda border) to prevent troop incursions and movements on the border;

4. Call on the countries of the region and on Rwanda to ensure strict respect for all the commitments they have freely undertaken, in accordance with the framework agreement and, more particularly, in respect for the sovereignty and territorial integrity of the Democratic Republic of the Congo;

5. Order the immediate and unconditional withdrawal from the territory of the Democratic Republic of the Congo of the Rwandan special forces fighting alongside M23.

My Government calls on the Security Council to follow up on this letter and to have it circulated as a document of the Council.

(*Signed*) Charlotte **Malenga Omoy**
Chargé d'affaires a.i.
Minister Counsellor

United Nations A/68/555–S/2013/634

General Assembly
Security Council

Distr.: General
29 October 2013

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General Assembly
Sixty-eighth session
Agenda item 76
Oceans and the law of the sea

Security Council
Sixty-eighth year

Letter dated 29 October 2013 from the Permanent Representative of Cyprus to the United Nations addressed to the Secretary-General

Upon instructions from my Government, I have the honour to draw your attention to the fact that the Republic of Turkey issued, through Navarea III, a navigational warning numbered 401/13 (see annex I) announcing the launch of seismic survey operations from 5 September to 18 November 2013 in an area which includes part of the exclusive economic zone and of the continental shelf of the Republic of Cyprus. A map which depicts the reserved area is also attached hereto as annex II.

The Republic of Cyprus considers that, with this action, Turkey violates customary international law as expressed in the United Nations Convention on the Law of the Sea and in particular in articles 56 and 77, which clearly grant to the Republic of Cyprus exclusive sovereign rights for the purpose of exploring and exploiting natural resources of the seabed and subsoil of its exclusive economic zone and continental shelf respectively.

Moreover, this action of the Republic of Turkey constitutes violation of the exclusive economic zone and continental shelf legislation of the Republic of Cyprus.

It is recalled that the Republic of Cyprus proclaimed its exclusive economic zone in 2004 through the enactment of the Exclusive Economic Zone Law (Law No. 64(I)/2004). Furthermore, with regard to its continental shelf Cyprus enacted the Continental Shelf Law (Law No. 8/74). I should therefore be grateful if you would have the present letter circulated as a document of the General Assembly under agenda item 76 and of the Security Council and have it published in the next Law of the Sea Bulletin.

(*Signed*) Nicholas **Emiliou**

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Annex I to the letter dated 29 October 2013 from the Permanent Representative of Cyprus to the United Nations addressed to the Secretary-General

NAVAREA III warnings (In force)

1 Item

NAVAREA III 401/13

EASTERN MEDITERRANEAN SEA — TURKEY

1.- Seismic survey operations by "BARBAROS HAYREDDIN PASA", M/V "BRAVO SUPPORTER" and M/V "DEEP SUPPORTER" from 05 SEP13 to 18 NOV13, in area bounded by:

36-39.3N 034-36.6E

36-26.8N 034-19.6E

36-14.7N 034-33.0E

36-10.2N 034-26.9E

35-57.3N 034-41.3E

36-19.3N 035-11.3E

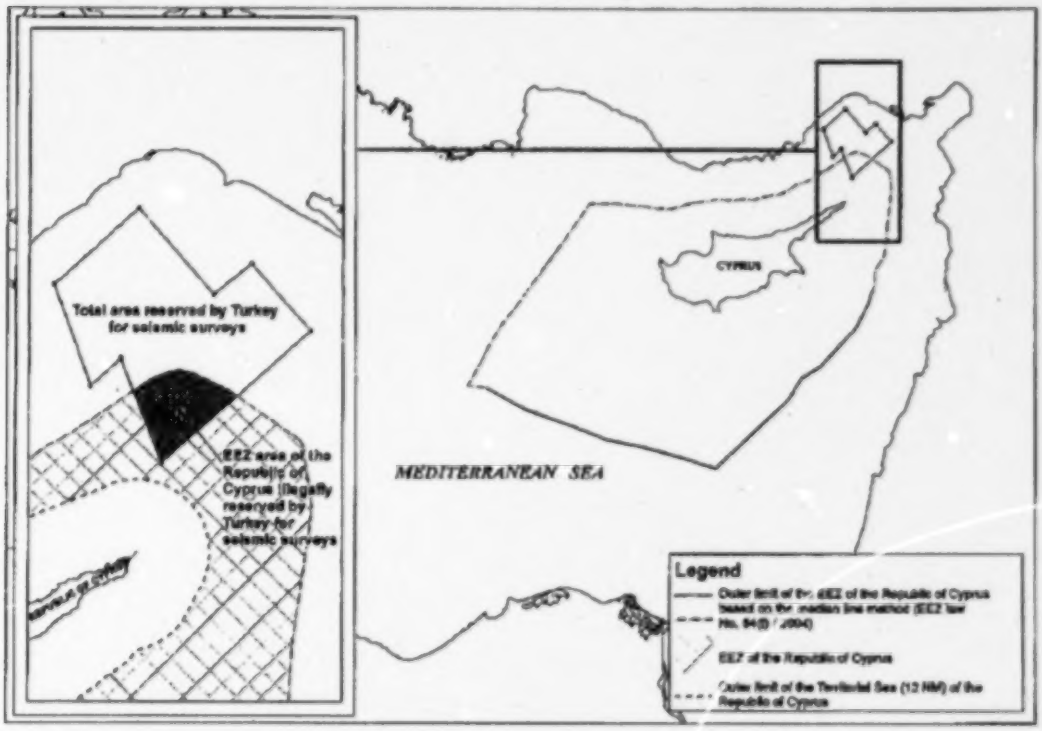
36-30.2N 034-59.4E

36-25.2N 034-51.8E.

5 NM berth requested.

2.- Cancel this message on 182359 UTC NOV13.

Annex II to the letter dated 29 October 2013 from the Permanent Representative of Cyprus to the United Nations addressed to the Secretary-General


Total area reserved by Turkey for seismic surveys
EEZ area of the Republic of Cyprus illegally reserved by Turkey for seismic surveys
CYPRUS
MEDITERRANEAN SEA
Legend
EEZ of the Republic of Cyprus